

CASE NO.

TN11051-AC

VIOLATOR

Oscar Hibbard

ADDRESS (Street, City, State, Zip Code)

1301 Fairchild St.
Cumberland, KY 40823

**OFFICIAL WARNING
VIOLATION OF FEDERAL REGULATIONS**



The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal law:

Date of Violation: 10/22/2010

15 U.S.C. § 1824(2) – Prohibited activities

“The (A) showing or exhibiting, in any horse show or horse exhibition, of any horse which is sore, (B) entering for the purpose of showing or exhibiting in any horse show or horse exhibition, any horse which is sore, (C) selling, auctioning, or offering for sale, in any horse sale or auction, any horse which is sore, and (D) allowing any activity described in clause (A), (B), or (C) respecting a horse which is sore by the owner of such horse.”

9 C.F.R. § 11.3 – Scar rule

“The scar rule applies to all horses born on or after October 1, 1975. Horses subject to this rule that do not meet the...scar rule criteria shall be considered to be “sore” and are subject to all prohibitions of...the Act.”

Oscar Hibbard allowed the showing, of a horse, “Just Call Me Jose,” at the East Tennessee Walking Horse Association Fall Classic in White Pine, TN, which was found sore.

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since the violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS official.

APHIS OFFICIAL (Name, Title)

Dr. Chester A. Gipson
Deputy Administrator
Animal Care

OFFICE ADDRESS:

4700 River Road
Riverdale, MD 20737

DATE ISSUED

11/29/2012

TELEPHONE NO.

(301) 851-3751

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO: